



# CITY OF LODI

## COUNCIL COMMUNICATION

**AGENDA TITLE:** Ordinance No. 1729 Entitled, "An Ordinance Of The Lodi City Council Amending The Official District Map Of The City Of Lodi And Thereby Rezoning 1331 And 1349 East Kettleman Lane (APN 049-250-53 And 049-250-52) From U-H, Unclassified Holding To M-1, Light Industrial"

**MEETING DATE:** May 7, 2003

**PREPARED BY:** City Clerk

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**RECOMMENDED ACTION:** Following reading by title, it would be appropriate for the City Council to adopt the attached Ordinance No. 1729.

**BACKGROUND INFORMATION:** Ordinance No. 1729 entitled, "An Ordinance Of The Lodi City Council Amending The Official District Map Of The City Of Lodi And Thereby Rezoning 1331 And 1349 East Kettleman Lane (APN 049-250-53 And 049-250-52) From U-H, Unclassified Holding To M-1, Light Industrial" was introduced at the regular City Council meeting of April 16, 2003.

Pursuant to State statute, an ordinance may be adopted five days after its introduction following reading by title.

This ordinance has been approved as to form by the City Attorney.

**FUNDING:** None required.

Susan J. Blackston  
City Clerk

Attachment

APPROVED: \_\_\_\_\_

H. Dixon Flynn -- City Manager

ORDINANCE NO. 1729

AN ORDINANCE OF THE LODI CITY COUNCIL AMENDING  
THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND  
THEREBY REZONING 1331 AND 1349 EAST KETTLEMAN  
LANE (APN 049-250-53 AND 049-250-52) FROM U-H,  
UNCLASSIFIED HOLDING TO M-1, LIGHT INDUSTRIAL

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BE IT ORDAINED BY THE LODI CITY COUNCIL AS FOLLOWS:

Section 1. The Official District Map of the City of Lodi adopted by Title 17 of the Lodi Municipal Code is hereby amended as follows:

Parcels located at 1331 and 1349 East Kettleman Lane (APN 049-250-53 and APN-049-250-52) are hereby rezoned from U-H, Unclassified Holding to M-1, Light Industrial, as shown on Exhibit "A" attached, which is on file in the office of the City Clerk.

Section 2. The Planning Commission adopted Resolution No. P.C. 03-03 recommending approval of this request for a rezone at its meeting of March 12, 2003.

Section 3. A Negative Declaration (ND-03-02) has been prepared in compliance with the California Environmental Quality Act of 1970, as amended, and the Guidelines provided thereunder. Further, the Planning Commission has reviewed and considered the information contained in said Negative Declaration with respect to the project identified in their Resolution No. P.C. 03-03.

Section 3 - No Mandatory Duty of Care. This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

Section 4 - Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.

Section 5. The alterations, changes, and amendments of said Official District Map of the City of Lodi herein set forth have been approved by the City Planning Commission and by the City Council of this City after public hearings held in conformance with provisions of Title 17 of the Lodi Municipal Code and the laws of the State of California applicable thereto.

Section 6. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

Section 7. This ordinance shall be published one time in the "Lodi News-Sentinel," a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this 7<sup>th</sup> day of May, 2003.



SUSAN HITCHCOCK  
Mayor

Attest:



SUSAN J. BLACKSTON  
City Clerk

State of California  
County of San Joaquin, ss.

I, Susan J. Blackston, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1729 was introduced at a regular meeting of the City Council of the City of Lodi held April 16, 2003, and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held May 7, 2003, by the following vote:

AYES:	COUNCIL MEMBERS – Beckman, Hansen, Howard, Land, and Mayor Hitchcock
NOES:	COUNCIL MEMBERS – None
ABSENT:	COUNCIL MEMBERS – None
ABSTAIN:	COUNCIL MEMBERS – None

I further certify that Ordinance No. 1729 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

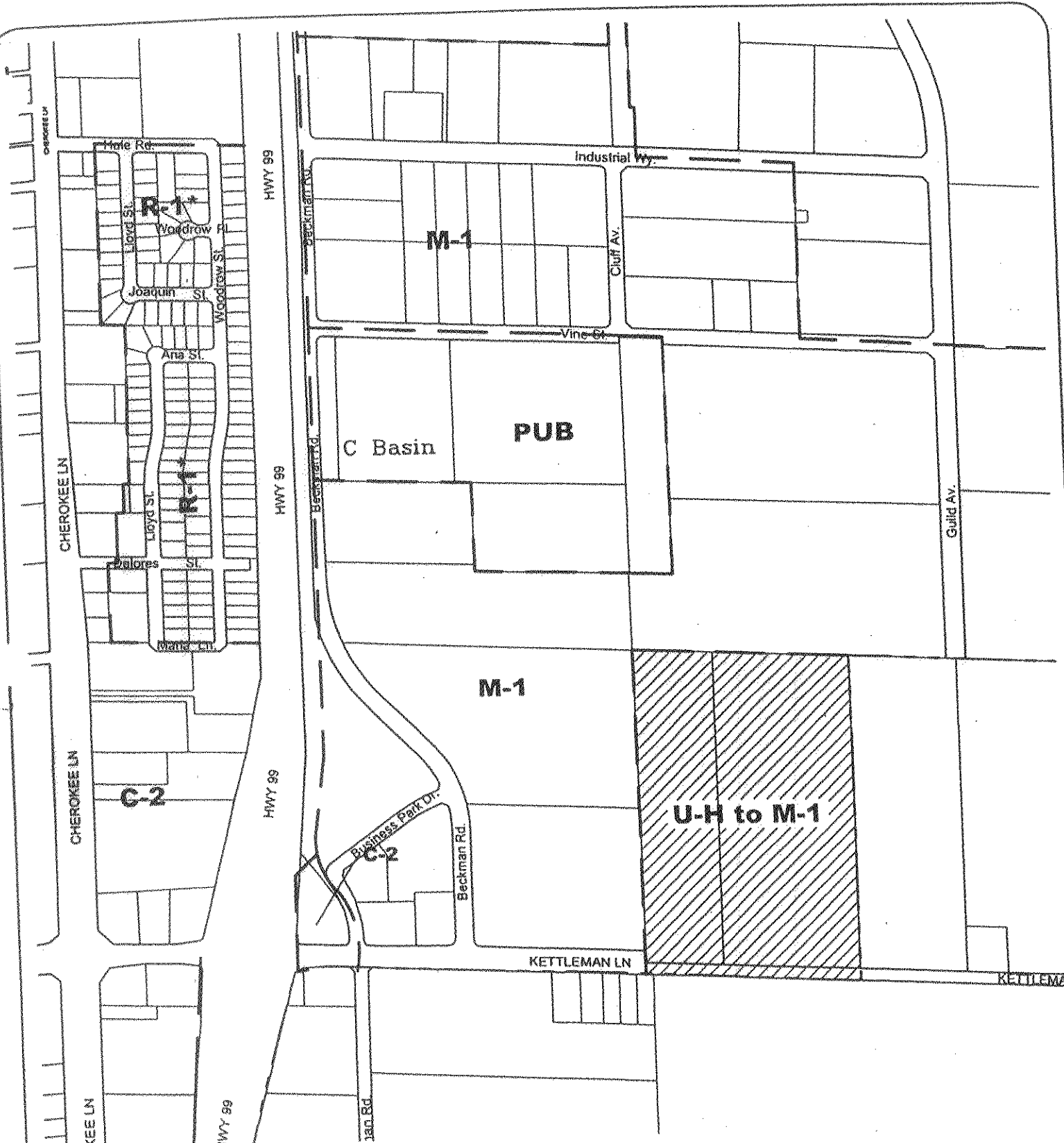


SUSAN J. BLACKSTON  
City Clerk

Approved as to Form:



RANDALL A. HAYS  
City Attorney



# PROPOSED ZONING MAP

Plummer Rezone Z-03-01

## EXHIBIT A

### LEGEND

- RESIDENTIAL ZONES:
- R-1 - SINGLE FAMILY
- R-2 - SINGLE FAMILY
- R-LD - LOW DENSITY
- R-GA - GARDEN APARTMENT
- R-HD - HIGH DENSITY (APARTMENT)
- R-HD - HIGH DENSITY (APARTMENT)
- R-P - PLANNED DEVELOPMENT
- R-1\* - SINGLE-FAMILY (EASTSIDE)
- COMMERCIAL ZONES:
- R-CP - PROFESSIONAL OFFICES
- R-CP\* - PROFESSIONAL OFFICES (EASTSIDE)
- C-1 - NEIGHBORHOOD
- C-2 - GENERAL
- C-S - SHOPPING CENTER
- OTHER ZONES:
- U-H - UNCLASSIFIED HOLDING (AGRICULTURAL)
- F-P - FLOOD PLAIN
- PUB - PUBLIC

